**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION**

CANDIDA STOKES,	)	
	)	
Plaintiff,	)	
	)	
v.	)	
	)	**Civil Action No.**
THE CITY OF MONTGOMERY,	)	**2:07-cv-686**
ARTHUR BAYLOR, Chief of Police,	)	
BOBBY BRIGHT, Mayor, in	)	
their individual	)	
and official capacities,	)	
	)	
Defendant.	)	

JOINT MOTION FOR SHORT EXTENSION OF TIME

NOW COME the parties, and hereby jointly move this Court for a short continuation of the timeline for the amendment of the pleadings and adding parties, as well as the dispositive motion deadline. The granting of this Motion will not effect either the discovery cut-off deadline or the trial in this matter, which is set for October 27, 2008. The parties base this Motion on the following.

1) After beginning discovery, the parties believed that this matter could be resolved and they made an immediate good faith effort to settle this case.

2) Although the parties continue to believe that settlement is possible, they believe that additional discovery should be completed to accomplish this goal.

3) The current the timeline within which to amend the pleadings and add

parties is May 31, 2008.

4) Accordingly, Plaintiff's noticed the deposition of Major Murphy for May 28, 2008. However, on May 27, 2008 the parties learned that Major Murphy was no longer available, as he was needed to cover an activity which would have typically been handled by Chief Baylor, who was out of the county. Plaintiff believes that the deposition of Major Murphy is needed to allow Plaintiff to determine whether to amend her Complaint. Further, the parties have recently negotiated a resolution of Plaintiff's discovery requests and Defendants are in the process of gathering voluminous discovery to submit to Plaintiff. Plaintiff is in need of this discovery prior to completing the additional depositions.

5) Accordingly, the parties request that the deadline for Plaintiff to amend her complaint and join parties be moved two weeks to June 16, 2008. Again, the granting of this request will have no effect on the discovery deadline which is July 2, 2008 or on the trial which is scheduled for October 31, 2008.

6) The discovery deadline is currently now set for July 2, 2008, with a dispositive motion deadline of June 27, 2008. The parties anticipate filing cross-motions for summary judgment and would like the opportunity to complete discovery prior to submitting their dispositive motions. Also, since the parties believe that after additional discovery is completed that settlement is possible, the parties seek to keep costs and attorney fees as low as possible. Accordingly, the parties seek to continue

the dispositive deadline until July 31, 2008. The continuance will facilitate settlement and it will not interfere with the trial date.

7) The parties understand that they have made previous requests for continuances and appreciates this Court's consideration. The parties wish to apprize this Court that this request is not sought for an improper motive, but rather to facilitate discovery in a manner which will preserve the possibility of resolution. The granting of this Motion will continue to allow the parties to work together in this fashion.

8) No prejudice will attach to either party by the granting of this Motion.

WHEREFORE, the parties respectfully move this Honorable Court to grant this Motion and extend the deadline to join additional parties and to amend the pleadings to June 16, 2008 and to continue the dispositive Motion deadline to July 31, 2008.

Dated: May 29, 2008.

/s/ Deborah A. Mattison
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